

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SCOTT A BECKER,

Petitioner,

v.

Civil No. 9:03-CV-0283
(FJS/RFT)

JOSEPH J. COSTELLO, Supt., Mid-State
Corr. Fac.,

Respondent.

APPEARANCES:

OF COUNSEL:

SCOTT A BECKER
Petitioner, Pro se
00-B-1619
Mid-State Correctional Facility
P.O. Box 216
Marcy, New York 13403-0216

HON. ELIOT SPITZER
Attorney General for the
State of New York
Department of Law
The Capitol
Albany, New York 12224

G. LAWRENCE DILLON, ESQ.
Assistant Attorney General

FREDERICK J. SCULLIN, JR., C.D.J.:

DECISION AND ORDER

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Randolph F. Treece filed April 27, 2005, and the Court having reviewed the Report-

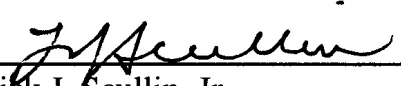
Recommendation and the entire file in this matter, and no objections to said Report-Recommendation having been filed, it is hereby

ORDERED, that the Report-Recommendation of Magistrate Judge Randolph F. Treece filed April 27, 2005 is **ACCEPTED** in its entirety, for the reasons stated therein; and it is further

ORDERED, that the Petition for a Writ of Habeas Corpus is **DENIED**.

IT IS SO ORDERED.

DATED: May 18, 2005
Syracuse, New York



Frederick J. Scullin, Jr.
Chief United States District Court Judge